

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Bidney *et al.* Confirmation No.: To be assigned
Appl No.: To be assigned Group Art Unit: To be assigned
Filed: Filed concurrently herewith Examiner: To be assigned
For: SUNFLOWER ANTI-PATHOGENIC PROTEINS AND GENES AND THEIR
USES

August 7, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT
CITATION UNDER 37 C.F.R. § 1.97**

Attached is a list of documents on form PTO-1449.

It is requested that the Examiner consider these documents and officially make them of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the MPEP. By submitting the listed documents, Applicant in no way makes any admission as to the prior art status of the listed documents, but is instead submitting the listed documents for the sake of full disclosure.

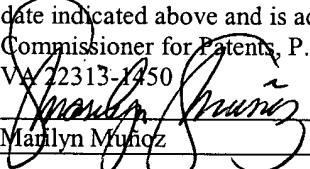
Any foreign patents or non-patent literature documents items are attached, except those that were supplied in, or cited by the Office during prosecution of, parent Application No. 09/589,733 filed June 8, 2000. Since the benefit of this application was claimed under 35 U.S.C.

120, no copies need to be furnished in accordance with 37 C.F.R. 1.98(d); however, copies will be furnished on request.

Respectfully submitted,

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Customer No. 29122 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260	"Express Mail" mailing label number EV 184330810 US Date of Deposit August 7, 2003 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450  Marilyn Munoz
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Substitute for form 1449/PTO (Revised 04/2003)				Complete if Known	
				Application Number	To be assigned
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				First Named Inventor	Dennis L. Bidney
				Group Art Unit	To be assigned
				Examiner Name	To be assigned
Sheet	1	of	4	Attorney Docket Number	035718/246455

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	Document Number Number - Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages of Relevant Figures Appear
	1.	US-5,801,028	09-01-1998	Bressan <i>et al.</i>	
	2.	US-09/589,733	06-08-2000	Bidney <i>et al.</i>	
	3.	US-09/685,292	10-10-2000	Bao <i>et al.</i>	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document Country Code - Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	English Language Translation Attached
	4.	EP 0332104 A2	09-13-1989	Ciba-Geigy AG		
	5.	EP 0392225A2	10-17-1990	Ciba-Geigy AG		
	6.	EP 0460753A2	12-11-1991	Mogen International, N.V.		
	7.	WO 92/17580 A1	10-15-1992	Rhone-Poulenc Agrochimie		
	8.	WO 93/05153 A	03-18-1993	ICI PLC		
	9.	WO 94/08010	04-14-1994	Monsanto Company		
	10.	WO 95/19443 A2	07-20-1995	Ciba-Geigy AG		
	11.	WO 98/13478 A2	04-02-1998	Mogen International N.V.		
	12.	WO 99/04012	01-28-1999	Pioneer Hi-Bred International, Inc.		
	13.	WO 99/50428 A	10-07-1999	Mogen Int.		
	14.	WO 00/11175 A	03-02-2000	Bolle, M. <i>et al.</i>		
	15.	WO 00/11196 A	03-02-2000	Zeneca, Ltd. (GB)		
	16.	EP 1 033 405 A	09-06-2000	Ceres, Inc.		
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	18.	WO 00/78983 A2	12-28-2000	Pioneer Hi-Bred International, Inc.		

Examiner Signature	Date Considered
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Substitute for form 1449/PTO (Revised 04/2003) INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
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Sheet 2 of 4	Attorney Docket Number 035718/246455		

OTHER DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	English Language Translation Attached
	19.	BROUN <i>et al.</i> , "Catalytic Plasticity of Fatty Acid Modification Enzymes Underlying Chemical Diversity of Plant Lipids," <i>Science</i> , Nov. 1998, pp. 1315-1317, Vol. 282	
	20.	CECCARDI, <i>et al.</i> , "A Novel Protein Associated with Citrus Blight Has Sequence Similarities to Expansin," <i>Plant Molecular Biology</i> (1998) pp.775-783, Vol.38.	
	21.	DATTA <i>et al.</i> , Database BIOSIS Accession No. PREV199903310941, "Over-Expression of the Cloned Rice Thaumatin-Like Protein (PR-5) Gene in Transgenic Rice Plants Enhances Environmental Friendly Resistance to Rhizoctonia Solani Causing Sheath Blight Disease," Abstract, <i>Theoretical and Applied Genetics</i> , May 1999, pp. 1138-1145, Vol. 98, No. 6-7.	
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	23.	DOMON, <i>et al.</i> , "Exon Shuffling in Anther-Specific Genes from Sunflower", <i>Molecular & General Genetics</i> , 1994, pp. 312-317, Vol. 244(2).	
	24.	DOMON, <i>et al.</i> , "Nucleotide Sequence of Two Anther-Specific cDNAs from Sunflower (<i>Helianthus annus</i> L.)," <i>Plant Molecular Biology</i> , 1990, pp. 643-646, Vol. 15, Nijhoff Publishers, NL.	
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	47.	URDANGARIN, M., <i>et al.</i> , "A Defensin Gene Expressed in Sunflower Inflorescence," <i>Plant Physiology and Biochemistry</i> , 2000, pp. 253-258, Vol. 38(3), Paris.	
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	57.	NCBI Database Accession No. X12739.	
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	59.	NCBI Database Accession No. AAD03398.	
	60.	NCBI Database Accession No. U03860.	

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OTHER DOCUMENTS (continued)

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